

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

UNITED STATES OF AMERICA,

NO. MJ11-181

Plaintiff,

v.

DAVID URIARTE-SALAZAR,

DETENTION ORDER

Defendant.

Offenses charged:

Count 1: Possession of Methamphetamine with Intent to Distribute, in violation of 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(C)

Count 2: Possession of Methamphetamine with Intent to Distribute, in violation of 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(B)(viii)

Count 3: Possession of Cocaine with Intent to Distribute, in violation of 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(B)(ii)

Count 4: Possession of a Firearm, in violation of 18 U.S.C. § 922(g)(5)(A)

Date of Detention Hearing: April 22, 2011

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds:

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Pursuant to 18 U.S.C. § 3142(e), there is a rebuttable presumption that defendant is a flight risk and a danger to the community based on the nature of

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18 U.S.C. § 3142(i)

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1                   the pending charges. Application of the presumption is appropriate in this case.

2       2. An immigration detainer has been placed on defendant by the United States

3                   Immigration and Customs Enforcement.

4       3. Defendant has stipulated to detention, but reserves the right to contest his

5                   continued detention if there is a change in circumstances.

6       4. There are no conditions or combination of conditions other than detention that

7                   will reasonably assure the appearance of defendant as required or ensure the

8                   safety of the community.

9                   IT IS THEREFORE ORDERED:

10      (1) Defendant shall be detained and shall be committed to the custody of the  
11                   Attorney General for confinement in a correction facility separate, to the extent  
12                   practicable, from persons awaiting or serving sentences or being held in custody  
13                   pending appeal;

14      (2) Defendant shall be afforded reasonable opportunity for private consultation with  
15                   counsel;

16      (3) On order of a court of the United States or on request of an attorney for the  
17                   government, the person in charge of the corrections facility in which defendant  
18                   is confined shall deliver the defendant to a United States Marshal for the  
19                   purpose of an appearance in connection with a court proceeding; and

20      (4) The Clerk shall direct copies of this Order to counsel for the United States, to  
21                   counsel for the defendant, to the United States Marshal, and to the United States  
22                   Pretrial Services Officer.

23                   DATED this 22nd day of April, 2011.

24                     
25                   \_\_\_\_\_  
26                   JAMES P. DONOHUE  
                         United States Magistrate Judge

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